

Schnitzer, Steven

From: Radke, Bruce A. <bradke@vedderprice.com>
Sent: Friday, May 04, 2018 12:48 PM
To: Breach Security; RISK@NYSIC.NY.GOV;
SECURITY_BREACH_NOTIFICATION@DOS.NY.GOV
Cc: aianniello@ialawny.com
Subject: Notification of Potential Data Security Incident-Ianniello Anderson, P.C.
Attachments: Ianniello Anderson, P.C. New York AG Notification.pdf

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Dear Madam/Sir,

We represent Ianniello Anderson, P.C. ("Ianniello Anderson"). Pursuant to the attached letter and the New York State Security Breach Reporting Form, Ianniello Anderson is reporting a potential unauthorized access of unencrypted computerized data containing personal information of four (4) New York residents pursuant to N.Y. GEN. BUS. LAW § 899-aa.

Please contact me if you have any questions or if I can provide you with any further information concerning this matter. Thank you and have a good weekend.

Bruce A. Radke

Bruce A. Radke, Director

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[web](#) | [email](#) | [offices](#) | [biography](#)

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May 4, 2018

VIA E-MAIL (BREACH.SECURITY@AG.NY.GOV) AND FEDERAL EXPRESS

New York State Attorney General's Office
SECURITY BREACH NOTIFICATION
Consumer Frauds & Protective Bureau
120 Broadway, 3rd Floor
New York, NY 10271

VIA E-MAIL (RISK@NYSIC.NY.GOV) AND FEDERAL EXPRESS

New York State Division of State Police
SECURITY BREACH NOTIFICATION
New York State Intelligence Center
31 Tech Valley Drive, Second Floor
East Greenbush, NY 12061

VIA E-MAIL (SECURITY BREACH NOTIFICATION@DOS.NY.GOV) AND FEDERAL EXPRESS

New York State Department of State Division of Consumer Protection
Attn: Director of the Division of Consumer Protection
SECURITY BREACH NOTIFICATION
99 W. Washington Ave., Suite 650
Albany, NY 12231

Re: Notification of Potential Data Security Incident

Dear Madam/Sir:

We represent Ianniello Anderson, P.C. ("Ianniello Anderson") in connection with a recent incident that may have impacted the personal information of four (4) New York residents. Ianniello Anderson is reporting a potential unauthorized access of unencrypted computerized data containing personal information of those four (4) New York residents pursuant to N.Y. GEN. BUS. LAW § 899-aa.

The investigation of this incident is ongoing, and this notice will be supplemented, if necessary, with any new significant facts discovered subsequent to its submission. Ianniello Anderson is advising you of this incident and submitting the attached New York State Security Breach Reporting Form pursuant to N.Y. GEN. BUS. LAW § 899-aa based on the information available to date. By providing this notice, Ianniello Anderson does not waive any potential rights or defenses regarding the applicability of New York law or personal jurisdiction in connection with this incident.

New York State Attorney General's Office
New York State Division of State Police
New York State Department of State Division of Consumer Protection
May 4, 2018
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Background of the Incident

Ianniello Anderson (www.capitalregionlawyers.com) is a law firm with offices in Albany, Clifton Park, Saratoga Springs and Glen Falls, New York. Ianniello Anderson's sixteen (16) attorneys provide legal services in connection with real estate, family law, criminal defense, civil litigation and personal injury, labor and employment, business transactions and estate planning.

On February 28, 2018, Ianniello Anderson became aware that an unauthorized third party may have obtained access to an employee's e-mail account from February 21, 2018 to February 28, 2018. During the relevant period, the unauthorized third party is believed to have viewed or accessed a limited number of e-mail messages and attachments contained in the employee's e-mail account which contained a small number of individuals' names, addresses, dates of birth, Social Security numbers and in certain instances, driver's license numbers. Ianniello Anderson's other computer systems were not penetrated or accessible by the intruder as a result of this incident.

Upon learning of the incident, the firm promptly launched an internal investigation, immediately took steps to secure its systems and prevent any further intrusion and notified the United States Federal Bureau of Investigation. Ianniello Anderson also retained a leading incident response and digital forensics firm to assist in its investigation. Additionally, the firm has already taken measures to help prevent this type of incident from occurring in the future, including password policy changes and additional, enhanced employee password training.

Notice to the New York Residents

On May 3, 2018, Ianniello Anderson notified the four (4) affected New York residents of the incident. Attached is the sample notification letter template that was sent to the affected New York residents via first-class United States mail. Additionally, Ianniello Anderson has arranged to offer one (1) year of complimentary credit monitoring and identity theft protection services through Experian to the affected New York residents.

Contact Information

Please contact me if you have any questions or if I can provide you with any further information concerning this matter. Thank you.

Yours very truly,



Bruce A. Radke

BAR/bah
Enclosures
cc: Anthony R. Ianniello, Ianniello Anderson, P.C. (via e-mail)

NEW YORK STATE SECURITY BREACH REPORTING FORM
Pursuant to the Information Security Breach and Notification Act
(General Business Law §899-aa)

Name and address of Entity that owns or licenses the computerized data that was subject to the breach:

Ianniello Anderson, P.C.
Street Address: 805 Route 146, Northway 9 Plaza
City: Clifton Park State: NY Zip Code: 12065

Submitted by: Bruce A. Radke **Title:** Attorney **Dated:** May 4, 2018
Firm Name (if other than entity): Vedder Price P.C.
Telephone: (312) 609-7689 **Email:** bradke@vedderprice.com
Relationship to Entity whose information was compromised: Attorney for Ianniello Anderson, P.C.

Type of Organization (please select one): Governmental Entity in New York State; Other Governmental Entity;
 Educational; Health Care; Financial Services; Other Commercial; or Not-for-profit

Number of Persons Affected:

Total (Including NYS residents): 6 NYS Residents: 4

If the number of NYS residents exceeds 5,000, have the consumer reporting agencies been notified? Yes No

Dates: Breach Occurred: February 21, 2018 to February 28, 2018 Breach Discovered: February 28, 2018
Consumer Notification: May 3, 2018

Description of Breach (please select all that apply):

Loss or theft of device or media (e.g., computer, laptop, external hard drive, thumb drive, CD, tape);
 Internal system breach; Insider wrongdoing; External system breach (e.g., hacking);
 Inadvertent disclosure; Other specify:

Information Acquired: Name or other personal identifier in combination with (please select all that apply):

Social Security Number
 Driver's license number or non-driver identification card number
 Financial account number

**Manner of Notification to Affected Persons - ATTACH A COPY OF THE TEMPLATE OF THE NOTICE TO
AFFECTED NYS RESIDENTS:**

Written Electronic Telephone Substitute notice

List dates of any previous (within 12 months) breach notifications: None

Identify Theft Protection Service Offered: Yes No

Duration: One Year Provider: Experian

Brief Description of Service: One (1) year of complimentary Experian IdentityWorks Credit 3B credit monitoring and identity theft protection services

ANTHONY R. IANNIELLO
RICHARD F. ANDERSON, JR.
MEGAN M. BOND
MATTHEW I. MAZUR
JENNIFER L. TAYLOR
REBECCA A. BORDEN*
KELLY M. CURRO**
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OF COUNSEL:
THOMAS W. SPINRAD
KEITH M. FERRARA

* Also Admitted in MA, MD & PA
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***Also admitted in FL
**** Also admitted in SC

[†] NOT FOR SERVICE OF PAPERS

A IANNIELLO ANDERSON, P.C.

Attorneys and Counselors at Law

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ALL SERVICE OF PAPERS:
805 ROUTE 146
NORTHWAY NINE PLAZA
CLIFTON PARK, NEW YORK 12065

May 3, 2018

Dear _____,

Ianniello Anderson, P.C. (“Ianniello Anderson”) values and respects your privacy, which is why we are writing to advise you about a recent incident that may affect your personal information. Although we have no reason to believe that your personal information has been misused for the purpose of committing fraud or identity theft, we are writing to advise you about the steps that we have taken to address the incident and provide you with guidance on what you can do to protect yourself.

On February 28, 2018, we became aware that an unauthorized third party may have obtained access to an Ianniello Anderson employee’s e-mail account from February 21, 2018 to February 28, 2018. During the relevant period, e-mails in the employee’s account contained certain of your personal information including your name, address, date of birth and Social Security number. Please note that at no time were Ianniello Anderson’s other computer systems penetrated or accessible by the intruder as a result of this incident.

Upon learning of the incident, we promptly launched an internal investigation and retained a leading incident response and digital forensics firm to assist in our investigation. Additionally, we have already taken measures to help prevent this type of incident from occurring in the future, including password policy changes and additional, enhanced employee password training.

Out of an abundance of caution, we are offering a complimentary one-year membership in Experian IdentityWorksSM Credit 3B. This product helps detect possible misuse of your personal information and provides you with identity protection services focused on immediate identification and resolution of identity theft. IdentityWorks Credit 3B is completely free to you and enrolling in this program will not hurt your credit score. For more information on identity theft prevention and IdentityWorks Credit 3B, including instructions on how to activate your

complimentary one-year membership, please see the additional information provided in this letter.

We value the trust you have placed in us to protect the privacy and security of your personal information, and we apologize for any inconvenience or concern that this incident might cause you. Please feel free to contact me with any questions or requests for additional information.

Sincerely,

Anthony R. Ianniello
Partner
Ianniello Anderson, P.C.

Activating Your Complimentary Credit Monitoring

To help protect your identity, we are offering a complimentary one-year membership in Experian IdentityWorksSM Credit 3B. This product helps detect possible misuse of your personal information and provides you with superior identity protection support focused on immediate identification and resolution of identity theft.

Activate IdentityWorks Credit 3B Now in Three Easy Steps

ENROLL by: **July 19, 2018** (Your code will not work after this date.)

1. VISIT the Experian IdentityWorks website to enroll: <https://www.experianidworks.com/3beredit>
2. PROVIDE the Activation Code: <>Activation Code<>

If you have questions about the product, need assistance with identity restoration or would like an alternative to enrolling in Experian IdentityWorks Credit 3B online, please contact Experian's customer care team at 1-877-288-8057. Be prepared to provide engagement number <>Engagement Number<> as proof of eligibility for the identity restoration services provided by Experian.

ADDITIONAL DETAILS REGARDING YOUR 12-MONTH EXPERIAN IDENTITYWORKS CREDIT 3B MEMBERSHIP:

A credit card is not required for enrollment in Experian IdentityWorks Credit 3B.

You can contact Experian **immediately without needing to enroll in the product** regarding any fraud issues. Identity restoration specialists are available to help you address credit and non-credit related fraud.

Once you enroll in Experian IdentityWorks Credit 3B, you will have access to the following additional features:

- **Experian Credit Report at Sign-up:** See what information is associated with your credit file. Daily credit reports are available for online members only.*
- **Credit Monitoring:** Actively monitors Experian, Equifax and TransUnion files for indicators of fraud.
- **Experian IdentityWorks ExtendCARE™:** You receive the same high level of identity restoration support even after your Experian IdentityWorks Credit 3B membership has expired.
- **\$1 Million Identity Theft Insurance**:** Provides coverage for certain costs and unauthorized electronic fund transfers.

Activate your membership today at <https://www.experianidworks.com/3beredit>, or call 1-877-288-8057 to register with the Activation Code listed above.

What you can do to protect your information: There are additional actions you can consider taking to reduce the chances of identity theft or fraud on your account(s). Please refer to www.ExperianIDWorks.com/restoration for this information. If you have any questions about IdentityWorks, need help understanding something on your credit report or suspect that an item on your credit report may be fraudulent, please contact Experian's customer care team at 1-877-288-8057.

* Offline members will be eligible to call for additional reports quarterly after enrolling.

** Identity theft insurance is underwritten by insurance company subsidiaries or affiliates of American International Group, Inc. (AIG). The description herein is a summary and is intended for informational purposes only, and it does not include all terms, conditions and exclusions of the policies described. Please refer to the actual policies for terms, conditions and exclusions of coverage. Coverage may not be available in all jurisdictions.

Additional Important Information

As a precautionary measure, we recommend that you remain vigilant to protect against potential fraud and/or identity theft by, among other things, reviewing your credit card account statements and credit reports closely. If you detect any suspicious activity on an account, you should promptly notify the financial institution or company with which the account is maintained. You should also promptly report any fraudulent activity or any suspected incidents of identity theft to the proper law enforcement authorities, including the police and your state's attorney general, as well as the Federal Trade Commission ("FTC").

You may wish to review the tips provided by the FTC on fraud alerts, security/credit freezes and steps you can take to avoid identity theft. For more information and to contact the FTC, please visit www.ftc.gov/idtheft or call 1-877-ID-THEFT (1-877-438-4338). You may also contact the FTC at Federal Trade Commission, 600 Pennsylvania Avenue, NW, Washington, DC 20580.

Credit Reports: You may obtain a free copy of your credit report once every 12 months from each of the three national credit reporting agencies by visiting www.annualcreditreport.com, by calling toll-free 1-877-322-8228 or by completing an Annual Credit Report Request Form and mailing it to Annual Credit Report Request Service, P.O. Box 105281, Atlanta, GA 30348. You can print a copy of the request form at www.annualcreditreport.com/cra/requestformfinal.pdf.

Alternatively, you may elect to purchase a copy of your credit report by contacting one of the three national credit reporting agencies. Contact information for the three national credit reporting agencies for the purpose of requesting a copy of your credit report or for general inquiries, including obtaining information about fraud alerts and placing a security freeze on your credit files, is as follows:

Equifax
1-800-349-9960
www.equifax.com
P.O. Box 105788
Atlanta, GA 30348

Experian
1-888-397-3742
www.experian.com
P.O. Box 9554
Allen, TX 75013

TransUnion
1-888-909-8872
www.transunion.com
P.O. Box 2000
Chester, PA 19022

Fraud Alerts: You may want to consider placing a fraud alert on your credit report. An initial fraud alert is free and will stay on your credit file for at least ninety (90) days. The alert informs creditors of possible fraudulent activity within your report and requests that the creditor contact you prior to establishing any new accounts in your name. To place a fraud alert on your credit report, contact any of the three national credit reporting agencies using the contact information listed above. Additional information is available at www.annualcreditreport.com.

Credit and Security Freezes: You may have the right to place a credit freeze, also known as a security freeze, on your credit file, so that no new credit can be opened in your name without the use of a PIN number that is issued to you when you initiate the freeze. A credit freeze is designed to prevent potential credit grantors from accessing your credit report without your consent. If you place a credit freeze, potential creditors and other third parties will not be able to gain access to your credit report unless you temporarily lift the freeze. Therefore, using a credit freeze may delay your ability to obtain credit. In addition, you may incur fees to place, lift and/or remove a credit freeze. Credit freeze laws vary from state to state. The cost of placing, temporarily lifting and removing a credit freeze also varies by state, generally \$5 to \$20 per action at each credit reporting company. Unlike a fraud alert, you must separately place a credit freeze on your credit file at each credit reporting company. Since the instructions for how to establish a credit freeze differ from state to state, please contact the three major credit reporting companies as specified below to find out more information:

Equifax Security Freeze
P.O. Box 105788
Atlanta, GA 30348

Experian Security Freeze
P.O. Box 9554
Allen, TX 75013

TransUnion Security Freeze
Fraud Victim Assistance Department
P.O. Box 6790
Fullerton, CA 92834

You can obtain more information about fraud alerts and credit freezes by contacting the FTC or one of the national credit reporting agencies listed above.